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07/27/2006

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TO: United States Patent and
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FROM: Jeanne M. Brashear

RE: Response to Restriction Requirement

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Dated: July 27, 2006

Signature:

(Jeffrey S. Sharp)

Docket No.: 13024/38629A
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
John McMichael et al.

Application No.: 10/764,161

Confirmation No.: 8158

Filed: January 23, 2004

Art Unit: 1655

For: **METHOD OF TREATMENT OF CONDITIONS BY
ADMINISTRATION OF STREPTOLYSIN O**
Examiner: Randall O. Winston

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed June 30, 2006, applicant hereby provisionally elects Group IV (claims 24-32) for continued examination. In accordance with the Office Action, applicant further elects species A drawn to uterine fibrosis. At least claims 24, 25 and 27-32 read on the elected species. Claims 24 appears to be generic.

Applicant's election is made without prejudice. As noted by the examiner, upon the allowance of a generic claim, applicant will be entitled to consideration of claims to not more than a reasonable number of species in addition to the elected species, provided that all claims to each additional species are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.146.

Dated: July 27, 2006

Respectfully submitted,

By
Jeffrey S. Sharp

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